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Frank C. Eisenschenk, Ph.D., Patent Attorney

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT
Patent Application
Docket No. TPI.350C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Deirdre R. Claytor
Art Unit : 1617
Applicants : Örn Almarsson, Magali Bourghol Hickey, Matthew L. Peterson, Michael J.
Zaworotko, Brian Moulton, Nair Rodriguez-Hornedo
Serial No. : 10/660,202
Filed : September 11, 2003
Conf. No. : 6536
For : Pharmaceutical Co-Crystal Compositions

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 AND 1.98

Sir:

In accordance with 37 C.F.R. § 1.56, the references listed on the attached form PTO/SB/08 are being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application.

Applicants recently received a Notice of Reasons for Rejection for an application related to this matter that is under examination in Japan. In that Notice, two of the cited references (listed as R1 and F1 on the attached Form PTO/SB/08) are in a foreign language. The Notice in the related application has been translated by a foreign agent and a copy of the original Japanese language Notice of Reasons for Rejection and the translation are provided in this Supplemental Information Disclosure Statement along with the references cited in the Notice. It is believed that the English language translation of the Japanese Notice of Reasons for Rejection provides a discussion of the foreign language documents and the relevant teachings for which the references were cited.

Applicants note that a partial translation is provided for Japanese Patent Application No. JP-B 46-33588, listed as F1 on the attached form.

The undersigned hereby certifies that each item of information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

It is respectfully requested that the references cited on the attached form PTO/SB/08 be considered in the examination of the subject application and that their consideration be made of record.

Applicants respectfully assert that the substantive provisions of 37 C.F.R. §§ 1.97 and 1.98 are met by the foregoing statement.

Respectfully submitted,



Frank C. Eisenschenk, Ph.D.

Patent Attorney

Registration No. 45,332

Phone No.: 352-375-8100

Fax No.: 352-372-5800

Address: P.O. Box 142950

Gainesville, FL 32614-2950

FCE/sl

Attachment: Form PTO/SB/08